



State of Mississippi  
Office of the Lieutenant Governor  
TATE REEVES  
Lieutenant Governor

July 26, 2018

Attorney General Jim Hood  
Post Office Box 220  
Jackson, Mississippi 39205

Dear General Hood:

This letter is in response to your July 18 request regarding the Mississippi Department of Transportation and the City of Flowood's frontage road project. To be clear, I have been advised by Counsel that your informal document requests that were included in your document preservation letter create no legal obligation on the Senate, my office or any individual Senators to produce such documents. However I, like you, want to resolve any outstanding questions about the project for the public's interest, and therefore, I am voluntarily responding to your request.

After having conducted two independent reviews of electronic legislative communications by and between me or any members of my staff with anyone at the Department of Transportation regarding the frontage road project, and without waiving the legislative privilege that I and the other Senators undisputedly have under Mississippi law, no written documents have been found that meet the criteria of your request.

For your information, I have attached a copy of the retention procedures from the Legislative Budget Office, which maintains all electronic legislative records. In addition, I have forwarded your request of same from Senators to the Senate Rules Committee.

Sincerely,

A handwritten signature in dark ink, appearing to read "Tate Reeves".

Tate Reeves  
Lieutenant Governor

Attachment

# MISSISSIPPI

## Joint Legislative Budget Committee



TATE REEVES  
Lieutenant Governor  
SENATOR TERRY C. BURTON  
President Pro Tempore  
SENATOR EUGENE S. CLARKE  
Chairman, Appropriations Committee  
SENATOR JOEY FILLINGANE  
Chairman, Finance Committee  
SENATOR DEAN KIRBY  
Chairman, Public Health and Welfare Committee  
SENATOR WILLIE SIMMONS  
Chairman, Highways and Transportation Committee  
SENATOR SALLY DOTY  
Chairman, Energy Committee

Chairman  
PHILIP GUNN, SPEAKER OF THE HOUSE

TONY M. GREER, DIRECTOR  
Legislative Budget Office

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PHILIP GUNN  
Speaker of the House  
REPRESENTATIVE GREG SNOWDEN  
Speaker Pro Tempore  
REPRESENTATIVE JOHN READ  
Chairman, Appropriations Committee  
REPRESENTATIVE JEFFREY C. SMITH  
Chairman, Ways and Means Committee  
REPRESENTATIVE ANGELA COCKERHAM  
Chairman, Energy Committee  
REPRESENTATIVE CREDELL CALHOUN  
REPRESENTATIVE C. SCOTT BOUNDS  
Chairman, Wildlife, Fisheries & Parks Committee

July 19, 2018

Mrs. Liz Welch  
Secretary of the Senate  
Capitol Building  
Jackson, MS 39215

**Via: Hand Delivery**

Re: Attorney General Request (July 18, 2018)

Dear Mrs. Welch,

The Legislative Budget Office (LBO) is responsible for backing up the electronic records of the Capitol including members and staff as well as the budget records of LBO. Here is a summary of what we maintain and archive:

### Legislative Electronic Data

Data exists on computer systems located in the Capital Computer Room in the West End Basement of the New Capital and The Legislative Budget Office Computer Room on the second Floor of the Woolfolk building as follows:

Server	Data	Location
VOL1	Legislation & Data Bases	Capital Basement
VOL2	Capital Users Personal Files	Capital Basement ( <b>members &amp; staff</b> )
LBO-V1	Budget Data	Woolfolk Bldg.
LBO-V2	LBO Users Personal Files	Woolfolk Bldg.

### Legislative Email Data

The Email system for the Legislature is Microsoft Exchange 2010. Configured in a Data Availability Group (DAG) with redundant copies of the data existing in the Woolfolk building as well as the Capital.

Server	Function	Location
Cap-Ex-Hub	Email Gateway	Capital Basement
Cap-EX-MB-1	Mailbox Server	Capital Basement
LBO-EX-MB-1	Mailbox Server	Woolfolk Bldg.

**Note: The last two items are identical and are meant to create redundancy.**

#### **Legislative Electronic Data Backup and Retention**

The backup procedures at the Mississippi Legislature are primarily for disaster recovery. No policy exists regarding Long term archiving of data. Documents and emails, once created, are maintained on the system until the owner deletes the document or the owner is no longer associated with the Legislature.

The Legislature utilizes Unitrends backup appliances to perform daily disk-to-disk backups. These appliances allow us to restore to a point in time. The number of days we can restore back to is limited by the amount of storage on the appliance. To provide a level of redundancy to these appliances, weekly copies of the latest backups are copied to Tape and other Disk/Rotational Archives.

The backup appliances are located in the Capital Computer Room in the West End Basement of the New Capital and The Legislative Budget Office Computer Room on the second Floor of the Woolfolk building.

Currently we have the following data available:

#### **Capital System**

Capital Appliance	---	30-40 Days online
San-Archive Copy	---	Taken 7-18-2018
Rotational Archive Copy---		Taken 7-15-2018
Tape Copy	---	Taken 7-14-2018
Tape Copy	---	Taken 7-7-2018

#### **Legislative Budget Office System**

LBO Appliance	---	90 Days Online
Removable Disk Copy	---	Taken 7-18-2018
Removable Dick Copy	---	Taken 7-2-2018
Removable Disk Copy	---	Taken 11-3-2017
Tape Copy	---	Taken 7-15-2018
Tape Copy	---	Taken 7-8-2018

I have suspended all Backup Copy operations to Tapes and Removeable Disk/Rotational Archives until further notice.

LBO stands ready to assist you and others who might need access to our information. However, I do have concerns about releasing legislative work product that might be considered privileged and would need some guidance before disclosure to outside parties.

Respectfully,



Tony Greer  
Executive Director  
Mississippi Legislative Budget Office